

VOL. XXXV.

HONOLULU, HAWAII TERRITORY, WEDNESDAY, JULY 9, 1902.

PRICE FIVE CENTS.

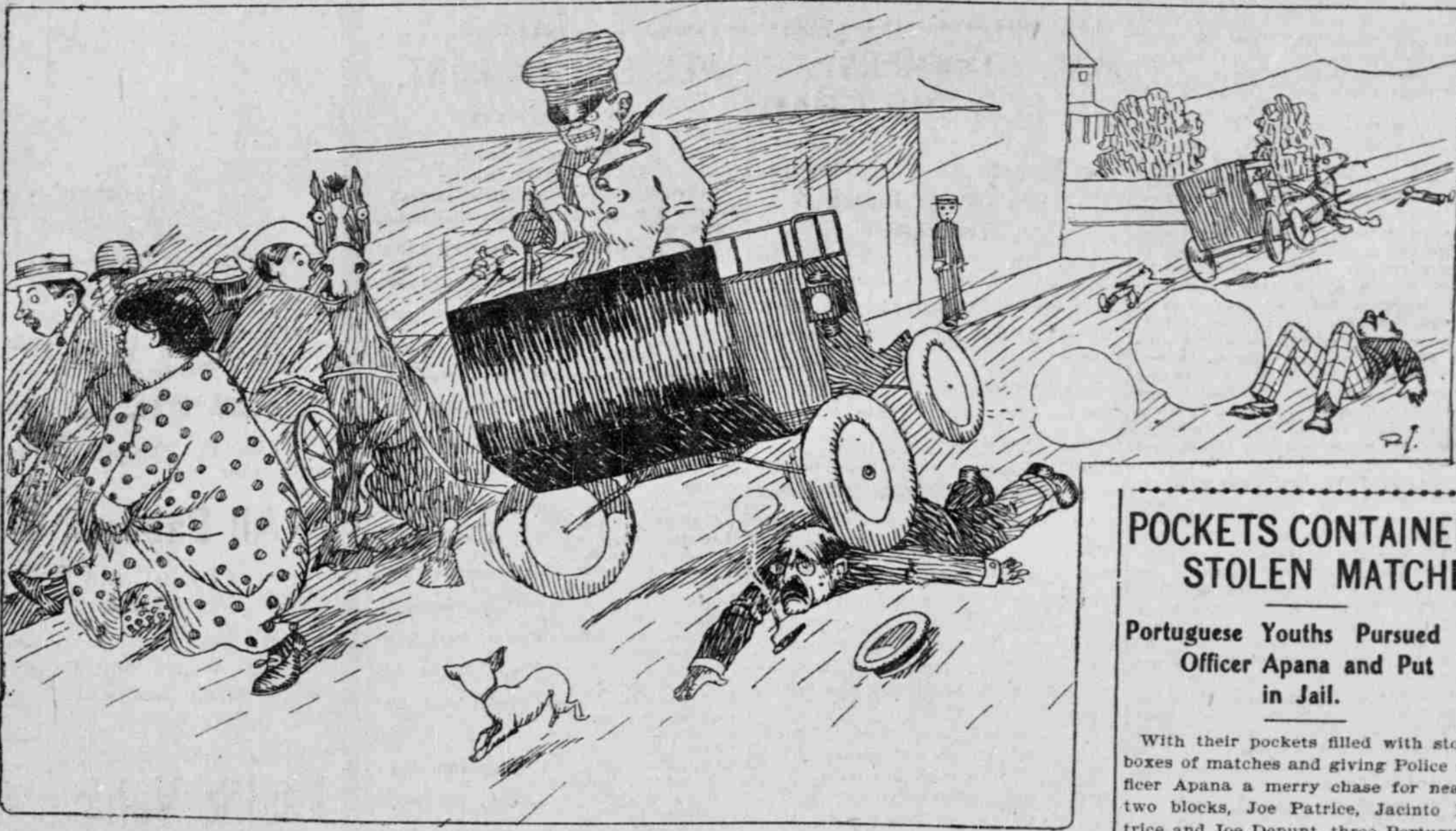
SUE FOR A  
BIG BLOCKTitle to Down Town  
Property in  
Court.MACFARLANE AND  
RIGGS EXCUSEDJudge Humphreys Complies With  
the Request of Governor  
Dole.

A suit involving property worth between \$50,000 and \$100,000 is engaging the attention of the Circuit Court at present. James Auld et al. sue the Oahu Building and Lumber Co. et al. for \$10,000 damages and for possession of the premises mauka of the postoffice, being the entire property in the block between Merchant and King streets and Bethel street and Diamond's store. The property belonged originally to Castle & Cooke and was sold by them to James R. Lewis. Upon his death the property fell to his children, the wife retaining a life interest in the estate. Upon the death of Lewis the widow gave a lease to the defendants of the property for fifteen years, but she died also in 1897. The remaining heirs contend that the lease became void upon her death, as she held only a life estate, excepting a one-eighth interest which she owned as a beneficiary of her son, who died before her.

After failing to effect an amicable settlement the present suit was brought and the hearing began yesterday. A. C. Anderson appeared for plaintiff and Magoun and Lightfoot for defendants. The plaintiffs concluded their testimony shortly after noon, showing the facts above related and asserting that they were damaged to the amount of \$10,000 to \$50,000. At the conclusion of this testimony Mr. Magoun moved for a non suit on the ground that their title to the property was not proven, and that his clients were not properly defendants in the case. Judge Humphreys denied the motion and the trial will proceed this morning with the hearing of defendants' evidence. The following jury is hearing the case: Ben Hough-talling, H. N. Crabbe, J. K. Morsberg, Lot K. C. Lane, J. A. Hughes, Charles Schoellkopf, Solomon Kalelopu, David Nohay, James McKee, Joe Paiko, Jr., L. H. Dee and Eli J. Crawford.

HUMPHREYS REVERSES HIMSELF.  
Judge Humphreys, who on Monday

## MAKE WAY FOR THE LOCOMOBILE



refused to excuse from jury service F. W. Macfarlane, chairman, and J. M. Riggs, clerk of the Fire Claims Court, reconsidered his action yesterday and let both men go. The action was taken at the request of Governor Dole.

Shortly after court was opened yesterday morning a communication was received by the court, which he immediately answered. The case of Auld vs. Oahu Lumber Co. was on trial at the time, and both Macfarlane and Riggs were called as jurors. They were examined and the excuses presented by both were held to be insufficient, and the entire jury was then sworn to try the case. After the two Fire Court men had become resigned to their fate, Judge Humphreys calmly announced that both would be excused from further service at the term.

The following was the correspondence passing between the Governor and the judge in connection with the matter:

July 8, 1902.  
The Honorable A. S. Humphreys, First Judge, First Circuit Court, Honolulu, T. H.  
Sir: The Fire Claims Commission having made its awards, considerable work remains to be done in closing up its business, requiring the attention of the chairman, Mr. F. W. Macfarlane, and the clerk, Mr. J. M. Riggs. I have, moreover, requested Mr. Macfarlane to furnish me during July a report of the work of the commission, for my use in making up my annual official report to the Secretary of the Interior, which is peremptorily expected to be ready by a certain early date.

As the summoning of these gentlemen to serve as jurors during the present term of the First Circuit Court, will seriously interfere with the work referred to, I respectfully request that they may be released from such service for the said term. Very respectfully,  
SANFORD B. DOLE.

The following was the reply of Judge Humphreys:

July 8, 1902.  
To the Governor.  
Sir: I have the honor to acknowledge the receipt of your note of this date and to state that directly upon its receipt an order was made discharging Messrs. J. M. Riggs and F. W. Macfarlane from further service as jurors during the current session of the court. I have the honor to remain, your obedient servant.

A. S. HUMPHREYS, Judge.

BUSY JUROR FINED.

Starr Kapu, the juror who failed to show up in court Monday for service, appeared yesterday morning in charge of a bailiff and was fined \$25 by Judge Humphreys. Kapu said he had been approached by a bailiff and told to be in court on Monday morning, but he had replied that he would be busy. The bailiff then told him to try and be present. The excuse was not accepted and the fine imposed with an additional order of imprisonment in case it was not paid.

THE FISHERY CASES.

Judge Humphreys will give a decision in regard to the fishery cases being advanced upon the docket Monday. He intimated that he will hear the cases at the present term.

SUIT AGAINST GOVERNOR.

The suit of Henry Smith vs. Mrs. Rose and S. B. Dole as Governor of the Territory was on trial all day yesterday before Judge Robinson. The suit involves an exchange of land for a street extension at which Mr. Smith was dissatisfied.

COURT NOTES.

W. C. Parke, administrator of the estate of Catherine F. Auld, reports the sale of real estate to Charles Lewis for \$825, and to Mrs. Cushingham for \$52. Prince L. Tople of Kealia, Kauai, was admitted to the bar by the Supreme Court yesterday. He practiced formerly in California.

A dismissal of appeal was filed yesterday in the case of T. H. Davies & Co. vs. Nakabashi.

W. H. Hoogs, administrator of the estate of Edward V. Everett, was discharged yesterday, his accounts having been approved.

Al Chung has asked to be appointed administrator of the estate of Leong Hoy, whose property is valued at \$1500.

POISONED CABBAGE AS A  
CUT-WORM DESTROYERJared Smith Receives Remedy From Wash-  
ington for Waimea Pest—Mongoose Kills  
Ground-Nesting Birds.

How to get rid of cutworms and other destroyers of vegetation in Hawaii is a question which is perplexing both the United States and Territorial Agricultural Departments at present. Professor Koebel, who is in Mexico searching for a lantana blight, will also probably bring back some destroyer of insect pests, and Special Agent Jared Smith of the Experimental Station has been trying to secure information for the same purpose in Washington.

In the mail brought by the Hong Kong Maru he received a letter of information from C. Hart Merriam, chief of the Biological Survey, in response to a request in which little hope was given. Mr. Smith made a specific request for the name of some bird which would be death to cut worms, and thought the hawk or quail might serve the purpose. The mongoose, which is so plentiful in the Islands, is a bar to the introduction of any ground nest birds. The cut worm is doing considerable damage to vegetation in the Waimea district, and farmers in that vicinity are in much need of something which will kill it off—the worms. One remedy suggested by the department is the poisoning of cabbage leaves, which will probably be attempted in Waimea.

The following is the letter received

## SANITARY PLUMBING.

Sanitary plumbing is a topic that should attract the attention and interest of every resident of this beautiful island who wishes to see it become, in truth, worthy of its name, "The Paradise of the Pacific." We notice with pleasure the action of the Board of Health in framing amendments to their rules and regulations at their meetings held June 18, 1902, and July 2, 1902.

Too much praise and assistance can not be given the gentlemen who comprise that honorable body and their corps of inspectors and assistants, whose labors might be rendered much easier and less disagreeable, by the individual as well as the public, who can but poorly appreciate the unpleasant tasks these officers have to perform in the discharge of their duties.

We have noticed in Honolulu an apparent desire to hide or secrete as much as possible of the plumbing in all buildings being erected, a practice that we contend should be discontinued, for castings are often imperfect and with the low pressure of water in certain districts, too little attention is apt to be given in testing a job of plumbing, and where pipes are hidden, considerable expense is incurred when repairs are necessitated. We believe that the average person judges a job of plumbing by the appearance of the fixtures or exposed features of the work, when in reality the most attention should be given to properly trapping, vents and wastes, the parts of work that are at present being hidden and walled in, and the best and most costly of fixtures are

by Special Agent Smith on the subject:

U. S. Department of Agriculture,  
Biological Survey,  
Washington, D. C., June 11, 1902.

Dear Doctor Smith: Your letter of May 23 has just arrived, but I fear I cannot help you much in the way of suggesting birds to destroy your worms. There are several difficulties. Ground nesting birds like night hawks and quail are almost sure to be destroyed by the mongoose, while of the tree building species known to feed extensively on such worms, I do not think of any which would be likely to survive the trip to the tropical climate, and which at the same time would not be likely to damage crops. For instance, Brewer's blackbird (*Scolecophagus cyanocephalus*), which is a very abundant species in the Western United States, is noted for the number of caterpillars it destroys. On the other hand it is itself very destructive to grain crops.

I have just asked Dr. Howard if he could suggest a remedy and he tells me that in this country it is easy to destroy cutworms by poisoning cabbage leaves or other fresh green vegetation and placing them where the cutworms can get at them when they first come out in the spring. In this way he says it is easy to rid large areas of the worms. We are sending you herewith a copy of Marlatt's bulletin on "Insecticides," in which you will find something of value.

Regretting my inability to suggest a proper remedy, I remain, very truly yours,  
C. HART MERRIAM,  
Dr. Jared G. Smith, Hawaii Experiment Station, Kamuela, Hawaii.

of no avail if attached to or connected with an unsanitary system. It often happens in this city as well as other cities, that for the consideration of a few dollars less a contract is let or given to some Jack of all trades or so-called "plumber," without either merit or experience as a recommendation of his ability, but experience will teach every one, as it has taught us, that in the matter of labor as well as material the best is the cheapest at all times.

Most of the large and progressive cities of today have a board of plumbing examiners, whose duties are to work in connection with the Board of Health, and no plumber, be he master or journeyman, can obtain a position on these boards, without having had at least ten years' experience. Very respectfully,

W. J. ENGLAND PLUMBING CO., LTD.

Tourist Travel.

Honolulu is at length waking up to the importance of attracting tourist travel to the Islands. With the completion of the cable, the objection to being cut off from the rest of the world will be removed, and if the movement be properly followed up, thousands of tourists from the wintry regions of the United States will come to consider it the proper thing to spend two or three of the winter months on the Islands, and when the conditions are properly understood here, as many will come down here to escape the oppressive summer heat on the mainland. As for the methods of attracting tourist travel, they are too numerous and obvious for discussion. The principal thing is to appoint a committee of live men in Honolulu and furnish them with the sinews of war and a free hand, and the tide of tourist travel will soon begin to roll this way.—Maui News.

POCKETS CONTAINED  
STOLEN MATCHESPortuguese Youths Pursued by  
Officer Apana and Put  
in Jail.

With their pockets filled with stolen boxes of matches and giving Police Officer Apana a merry chase for nearly two blocks, Joe Patrice, Jacinto Patrice and Joe Dupont, three Portuguese boys from the slopes of Punchbowl, sought to deprive a Japanese merchant at the corner of Maunakea and Pauahi streets of a part of his stock in trade yesterday afternoon. The result is that matches and boys are now at the station house, held for investigation. The Japanese merchant appeared at the station soon after Apana had brought his prisoners into the clerk's office and said he had the matches out in his yard to get the dampness out of them, as the lucifers were "weak." During this drying-out process the Portuguese youths espied them and in the twinkling of an eye several packages containing half a dozen boxes each, were in their capacious pockets and stuffed under their shirts. Hardly had the boys started away with their loot when the Japanese merchant discovered his loss. Officer Apana was in the vicinity and he at once gave chase. The boys ran and threw boxes away, which were picked up by the owner. At last Apana caught all three youngsters, Joe Patrice admitted at the station that he had stolen the goods but thought they had been thrown away by the storekeeper. They were not inside the store and therefore he considered they were not wanted by the owners. The storekeeper complained to the police that the oldest boy, Joe Patrice, had often been seen sneaking around his place.

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catarrh?

You certainly do not enjoy the nastiness of it—the choking, hawking, spitting and coughing up of phlegm—nausea and the bad breath catarrh causes.

Now, why don't you get cured of catarrh?

Don't you believe it can be cured? Doctor Halpruner knows positively that it is curable, because he has cured many cases of long-standing chronic catarrh.

Halpruner's Wonderful Medicine is so made of such ingredients and just the right way to relieve catarrh at once, and cures chronic cases with continued treatment.

Because doctors have not cured you, and because other medicines gave you no relief, is no reason why you should misjudge Halpruner's Wonderful Medicine and no reason why you should hold any prejudice against it when you know nothing of its wonderful merits. Halpruner's is different from other medicine—it cures.

## Halpruner's

is for sale at all druggists—50c and \$1 a bottle; the dollar size contains three times the quantity of the small size. If your druggist hasn't it we will send Halpruner's by prepaid expressage on receipt of price.

Halpruner Med. Mfg. Co., 28 California St., San Francisco, Cal.

## PROFESSIONAL CARDS.

## ARCHITECTS

BEARDSLEE & PAGE, Architects and Builders.—Office, 24 floor, E.H. building, Hotel street; sketches and correct estimates furnished at short notice; Tel. 228; P. O. box 773.

## ATTORNEYS

THOMAS FITCH.—Offices 901 Stangenwald building, Honolulu, T. H. Will practice in all the courts.

THAYER & HEMENWAY.—Office 603 and 604 Stangenwald building; Telephone 398 Mala.

## BROKERS.

E. J. WALKER.—Coffee Broker, Honolulu. 500 sacks Cleaned Coffee wanted. Send samples.

## CHIROPODIST.

D. M. THOMSON.—Expert Chiropodist. No. 11 Garden Lane, between Union and Beretania streets.

DR. W. R. BOGLE.—Office, Oregon block, Hotel and Union Sts.

## CONTRACTORS.

WM. T. PATY.—Contractor and Builder, store and office sitting, 240 Alaka St., between King and Hotel; res., 1641 Anapuni.

## DENTISTS.

DR. H. BICKNELL.—McIntyre bldg., rooms 2 and 14; office hours, 9 to 4.

ALBERT B. CLARK, D.D.S.—Beretania and Miller; office hours, 9 to 4.

J. E. GROSSMAN, D.D.S.—Alaka St., three doors above Masonic Temple, Honolulu; office hours, 9 a.m. to 4 p.m.

DR. A. C. WALL, DR. O. E. WALL.—Office hours, 8 a.m. to 4 p.m.; Love bldg., Fort St.; Tel. 434.

ELECTRICAL ENGINEERS.  
JAS. S. MCKEE.—Electrical, Mechanical and Consulting Engineer; office, rooms 11 and 12, Progress block.

## ENGINEERS.

ARTHUR C. ALEXANDER.—Surveyor and Engineer, 409 Judd bldg.; P. O. box 732.

MATTON, NEILL & CO., LTD.—Engineers, Electricians and Boilermakers, Honolulu.

E. TAPPAN TANNATT.—Civil and Electrical Engineer, Office, Room 4, Spreckels bldg., Residence, 1328 Wilber Ave. Telephone, Mala 131.

JAMES T. TAYLOR, M. Am. Soc. C. E.—Consulting Hydraulic Engineer; 709 Judd bldg., Honolulu; P. O. box 732.

## ENGRAVERS.

W. BEAKBANE.—Gave Engraving and Stamping; room 3, E.H. building.

## INSURANCE.

THE MUTUAL LIFE INSURANCE CO. OF NEW YORK.

S. B. ROSE, Agent, . . . Honolulu.

## MUSICIANS.

COOK'S MUSIC SCHOOL.—Love bldg., will hold summer term during July and August.

## PHYSICIANS.

DR. W. HOFFMANN.—Beretania St., opposite Hawaiian Hotel. Hours, 9 to 11 a.m.; 1 to 3, and 7 to 8 p.m. Phone White 451.

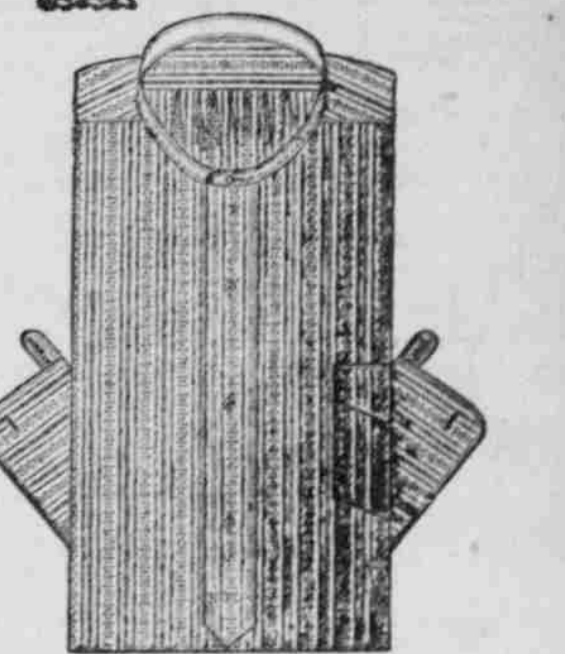
DR. T. MATSUMURA.—Office, 1443 Nuuanu St.; residence next door. Tel. White 152; office hours, 9 to 10 a.m., and 6 to 8 p.m., except Sundays.

DR. J. UCHIDA.—Physician and Surgeon; office, Beretania, between Fort and Nuuanu streets; office hours, 9 to 12 a.m., 7 to 8 p.m.; Tel. 1211 White.

## NOTICE.

PERSONS needing or knowing of those who do need, protection from physical or moral injury, which they are not able to obtain for themselves, may consult the Legal Protection Committee of the Anti-Saloon League, 9 McIntyre building. W. H. RICE, Supt. 6165

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The famous "Lion Brand" of shirts manufactured by the U. S. Shirt and Collar Co., are now being offered by

The von Hamm-Young Co., Ltd.  
Queen Street

at prices that will surprise and please you.

## NOTICE.

ALL PERSONS OWING TO THE "Punahou Store," corner Wilber and Mackie streets, are hereby notified that their bills are payable to Gonsalves & Co., Ltd., Queen street, and will be placed in an attorney's hands for collection after 60 days.

Honolulu, July 5, 1902.  
2214 GONSALVES & CO., LTD.

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